

JUN 16 2006

For The Northern Mariana Islands
By _____
(Deputy Clerk)

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1 IN THE UNITED STATES DISTRICT COURT
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 3 FOR THE NORTHERN MARIANA ISLANDS
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7 ROBERT D. BRADSHAW,

8 CIVIL ACTION NO. 05-0027

9 Plaintiff,
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 11 vs.
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1 COMMONWEALTH OF THE
 2 NORTHERN MARIANA ISLANDS
 3 (hereafter referred to as the CNMI),
 4 NICOLE C. FORELLI, former Acting
 5 Attorney General of the CNMI, in her
 6 personal/individual capacity; WILLIAM C.
 7 BUSH, former Assistant Attorney General
 8 of the CNMI, in his personal/individual
 9 capacity; D. DOUGLAS COTTON;
 10 former Assistant Attorney General of the
 11 CNMI, in his personal/individual capacity;
 12 L. DAVID SOSEBEE, former Assistant
 13 Attorney General of the CNMI, in his
 14 personal/individual capacity; ANDREW
 15 CLAYTON, former Assistant Attorney
 16 General of the CNMI, in his
 17 personal/individual capacity; Other
 18 UNKNOWN and UNNAMED person or
 19 persons in the CNMI, in their personal/
 20 individual capacity; ALEXANDRO C.
 21 CASTRO, former Justice Pro Tem of the
 22 CNMI SUPERIOR COURT, in his
 23 personal/individual capacity; PAMELA S.
 24 BROWN, former Attorney General of the
 25 CNMI; in her personal/individual capacity;
 26 ROBERT A. BISOM; and JAY H.
 27 SORENSEN.

28 Defendants.
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DECLARATION OF KERISHNAN SAMY NAIDU IN SUPPORT OF DEFENDANT ALEXANDRO C. CASTRO'S RESPONSE TO PLAINTIFF'S NOTICE TO COURT TO CORRECT THE RECORD

ORIGINAL

1 I, KERISHNAN SAMY NAIDU, certify as follows:

2 1. I make this declaration based upon my personal knowledge of the facts stated
3 herein.

4 2. I am an employee for Civille & Tang, and handle administrative matters at the
5 office located in Saipan, CNMI.

6 3. The mailing address for our CNMI Office is P.O. Box 10003, PMB 86, Saipan,
7 MP 96950.

8 4. One of my responsibilities is to retrieve the mail which is delivered to the office's
9 CNMI postal address.

10 5. This CNMI post office box number is a private postal service.

11 6. I was informed that when mail is delivered to the CNMI, it is received by the
12 United States postal service, which forwards the mail to the private postal service.

13 7. As shown on the receipt for the package, it appears that the private post office
14 employee signed for the package containing Plaintiff Bradshaw's Second Amended Complaint
15 on April 6, 2006. *See Exhibit A* attached hereto.

16 8. The postal service did not notify me that they signed for the package containing
17 Plaintiff Bradshaw's Second Amended Complaint and placed the package in our post office box.

18 9. On April 13, 2006, I opened an email (sent on April 12, 2006) from Mary Cruz,
19 assistant to Attorney Patrick Civille, asking whether I received anything in the mail in the
20 Bradshaw case.

21 10. On April 13, 2006, I checked the mail and received a package containing Plaintiff
22 Bradshaw's Second Amended Complaint. At that time I did not notice that the Complaint had
23 been received by the private postal service on April 6. I did not discover this until he requested a
24 copy of the private postal service receipt several weeks later. After checking the mail on April
25 13, 2006, I informed Ms. Cruz that I received the package and she instructed me to send the
26 package to Attorney Civille's Guam office by overnight mail.

27 11. On that day, April 13, 2006, I sent the package via DHL to Attorney Civille's
28 Guam office address, 330 Hernan Cortez Ave, Ste. 200, Hagatna, Guam 96910.

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2 12. A true and correct copy of the a Certified Mail Receipt from the CCM Mail
3 Services, dated April 6, 2006, is attached hereto as Exhibit A.

4 I declare under penalty of perjury that the foregoing is true and correct.

5 Respectfully submitted this 11 day of June, 2006.

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KERISHNAN SAMY NAIDU

EXHIBIT A

CCC MAIL SERVICE	ARTICLE NO.
ADDRESSED TO <i>G. Parcile Cunha</i>	BOX NO. <i>86</i>
YOUR MAIL IS: <input checked="" type="checkbox"/> LETTER <input type="checkbox"/> SMALL PACKET <input type="checkbox"/> PARCEL <i>Envelope</i>	
<input type="checkbox"/> EXPRESS <input type="checkbox"/> INSURED	PRINT NAME
<input checked="" type="checkbox"/> CERTIFIED <input type="checkbox"/> REGISTERED <i>2099 32200001 3872 1825</i>	SIGNATURE <i>[Signature]</i>
REQUIRED PAYMENT : \$ _____	DATE
O BOX RENTAL DUE _____	O OTHERS <i>06 APR 2006</i>